

H.R. 3603. An Act making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 1997, and for other purposes.

The message also announced that the Senate insists upon its amendments to the bill (H.R. 3603) "An Act making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 1997, and for other purposes," requests a conference with the House on the disagreeing votes of the two Houses thereon, and appoints Mr. COCHRAN, Mr. SPECTER, Mr. BOND, Mr. GORTON, Mr. MCCONNELL, Mr. BURNS, Mr. HATFIELD, Mr. BUMPERS, Mr. HARKIN, Mr. KERREY, Mr. JOHNSTON, Mr. KOHL, and Mr. BYRD to be the conferees on the part of the Senate.

The message also announced that the Senate insists upon its amendments to the bill (H.R. 3448) "An Act to provide tax relief for small businesses, to protect jobs, to create opportunities, to increase the take home pay of workers, to amend the Portal-to-Portal Act of 1947 relating to the payment of wages to employees who use employer owned vehicles, and to amend the Fair Labor Standards Act of 1938 to increase the minimum wage rate and to prevent job loss by providing flexibility to employers in complying with minimum wage and overtime requirements under that Act," requests a conference with the House on the disagreeing votes of the two Houses thereon, and appoints from the Committee on Labor and Human Resources: Mrs. KASSEBAUM, Mr. JEFFORDS, and Mr. KENNEDY; and from the Committee on Finance: Mr. ROTH, Mr. CHAFEE, Mr. GRASSLEY, Mr. HATCH, Mr. SIMPSON, Mr. PRESSLER, Mr. MOYNIHAN, Mr. BAUCUS, Mr. BRADLEY, Mr. PRYOR, and Mr. ROCKEFELLER to be the conferees on the part of the Senate.

The message also announced that the Senate insists upon its amendment to the bill (H.R. 3103) "An Act to amend the Internal Revenue Code of 1986 to improve portability and continuity of health insurance coverage in the group and individual markets, to combat waste, fraud, and abuse in health insurance and health care delivery, to promote the use of medical savings accounts, to improve access to long-term care services and coverage, to simplify the administration of health insurance, and for other purposes," disagreed to by the House, and agrees to the conference asked by the House on the disagreeing votes of the two Houses thereon, and appoints Mr. ROTH, Mrs. KASSEBAUM, Mr. LOTT, Mr. KENNEDY, and Mr. MOYNIHAN to be the conferees on the part of the Senate.

The message also announced that the Senate has passed bills of the following titles in which the concurrence of the House is requested:

S. 1577. An Act to authorize appropriations for the National Historical Publications and Records Commission for fiscal years 1998, 1999, 2000, and 2001;

S. 1675. An Act to provide for the nationwide tracking of convicted sexual predators, and for other purposes; and

S. 1784. An Act to amend the Small Business Investment Act of 1958, and for other purposes.

#### ¶195.5 PROVIDING FOR THE CONSIDERATION OF H.R. 2391

Ms. GREENE, by direction of the Committee on Rules, called up the following resolution (H. Res. 488):

*Resolved*, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 1(b) of rule XXIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 2391) to amend the Fair Labor Standards Act of 1938 to provide compensatory time for all employees. The first reading of the bill shall be dispensed with. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Economic and Educational Opportunities. After general debate the bill shall be considered for amendment under the five-minute rule for a period not to exceed two hours. It shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule the amendment in the nature of a substitute recommended by the Committee on Economic and Educational Opportunities now printed in the bill. The committee amendment in the nature of a substitute shall be considered as read. Points of order against the committee amendment in the nature of a substitute for failure to comply with clause 7 of rule XVI are waived. Before consideration of any other amendment it shall be in order to consider the amendment printed in the report of the Committee on Rules accompanying this resolution, if offered by Representative Goodling of Pennsylvania or his designee. That amendment shall be considered as read, may amend portions of the bill not yet read, shall be debatable for ten minutes equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. If that amendment is adopted, the committee amendment in the nature of a substitute, as amended, shall be considered as the original bill for the purpose of further amendment. No further amendment to the committee amendment in the nature of a substitute, as amended, shall be in order except those printed in the portion of the Congressional Record designated for that purpose in clause 6 of rule XXIII. Amendments so printed shall be considered as read. The Chairman of the Committee of the Whole may: (1) postpone until a time during further consideration in the Committee of the Whole a request for a recorded vote on any amendment; and (2) reduce to five minutes the minimum time for electronic voting on any postponed question that follows another electronic vote without intervening business, provided that the minimum time for electronic voting on the first in any series of questions shall be fifteen minutes. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. Any Member may demand a separate vote in the House on any amendment adopted in the Committee of the Whole to the bill or to the committee amendment in the nature of a substitute. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except

one motion to recommit with or without instructions.

When said resolution was considered.

After debate,

By unanimous consent, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. KINGSTON, announced that the yeas had it.

Mr. MOAKLEY objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 4, rule XV, and the call was taken by electronic device.

When there appeared { Yeas ..... 228  
Nays ..... 175

#### ¶195.6

[Roll No. 367]

#### YEAS—228

Allard	Flanagan	Manzullo
Armey	Foley	Martini
Bachus	Fowler	McCollum
Baker (CA)	Fox	McCrery
Ballenger	Franks (CT)	McHugh
Barr	Franks (NJ)	McInnis
Barrett (NE)	Frelinghuysen	McIntosh
Bartlett	Funderburk	McKeon
Barton	Gallely	Metcalfe
Bass	Ganske	Meyers
Bateman	Gekas	Mica
Bereuter	Geren	Miller (FL)
Bilbray	Gilchrest	Molinari
Bilirakis	Gillmor	Montgomery
Bliley	Gilman	Moorhead
Blute	Goodlatte	Morella
Boehlert	Goodling	Myers
Boehner	Goss	Myrick
Bonilla	Graham	Neumann
Bono	Greene (UT)	Ney
Brewster	Greenwood	Norwood
Brownback	Gunderson	Nussle
Bryant (TN)	Gutknecht	Oxley
Bunn	Hall (TX)	Packard
Bunning	Hancock	Parker
Burr	Hansen	Paxon
Burton	Hastert	Payne (VA)
Buyer	Hastings (WA)	Peterson (MN)
Callahan	Hayworth	Petri
Calvert	Hefley	Pickett
Camp	Heineman	Pombo
Campbell	Herger	Porter
Canady	Hilleary	Portman
Castle	Hobson	Pryce
Chabot	Hoekstra	Radanovich
Chambliss	Hoke	Ramstad
Chenoweth	Horn	Regula
Christensen	Hostettler	Riggs
Chrysler	Houghton	Roberts
Clinger	Hunter	Rogers
Coble	Hyde	Rohrabacher
Coburn	Inglis	Ros-Lehtinen
Collins (GA)	Istook	Roth
Combest	Jacobs	Roukema
Cooley	Johnson (CT)	Royce
Cox	Johnson, Sam	Salmon
Crane	Jones	Sanford
Crapo	Kasich	Saxton
Creameans	Kelly	Schaefer
Cubin	Kim	Schiff
Cunningham	Kingston	Sensenbrenner
Davis	Klug	Shadegg
Deal	Knollenberg	Shaw
DeLay	Kolbe	Shays
Diaz-Balart	LaHood	Shuster
Dickey	Largent	Sisisky
Doolittle	Latham	Skeen
Dornan	LaTourette	Smith (MI)
Dreier	Lazio	Smith (NJ)
Duncan	Leach	Smith (TX)
Dunn	Lewis (CA)	Smith (WA)
Ehlers	Lewis (KY)	Solomon
Ehrlich	Lightfoot	Souder
English	Linder	Spence
Ensign	Livingston	Stearns
Everett	LoBiondo	Stenholm
Fawell	Longley	Stockman
Fields (TX)	Lucas	Stump

Talent	Upton	Weller
Tate	Vucanovich	White
Tauzin	Walker	Whitfield
Taylor (NC)	Walsh	Wicker
Thomas	Wamp	Wolf
Thornberry	Watts (OK)	Young (AK)
Tiahrt	Weldon (FL)	Zeliff
Torkildsen	Weldon (PA)	Zimmer

NAYS—175

Abercrombie	Gibbons	Oberstar
Ackerman	Gonzalez	Obey
Andrews	Gordon	Olver
Baessler	Green (TX)	Ortiz
Baldacci	Gutierrez	Orton
Barcia	Hall (OH)	Owens
Barrett (WI)	Hamilton	Pallone
Becerra	Harman	Pastor
Beilenson	Hefner	Payne (NJ)
Bentsen	Hilliard	Pelosi
Bishop	Hinchey	Pomeroy
Bonior	Hoyer	Poshard
Borski	Jackson (IL)	Quinn
Browder	Jackson-Lee	Rahall
Brown (CA)	(TX)	Rangel
Brown (FL)	Jefferson	Reed
Brown (OH)	Johnson (SD)	Richardson
Bryant (TX)	Johnson, E. B.	Rivers
Cardin	Johnston	Roemer
Clay	Kanjorski	Rose
Clayton	Kaptur	Roybal-Allard
Clement	Kennedy (MA)	Rush
Clyburn	Kennedy (RI)	Sabo
Collins (MI)	Kennelly	Sanders
Condit	Kildee	Sawyer
Conyers	King	Schroeder
Costello	Klecza	Schumer
Coyne	Klink	Scott
Cramer	LaFalce	Serrano
Cummings	Lantos	Skaggs
Danner	Levin	Skelton
de la Garza	Lewis (GA)	Slaughter
DeFazio	Lipinski	Spratt
DeLauro	Lofgren	Stark
Dellums	Lowe	Stokes
Deutsch	Luther	Stupak
Dicks	Maloney	Tanner
Dingell	Manton	Taylor (MS)
Dixon	Markey	Tejeda
Dooley	Mascara	Thompson
Doyle	Matsui	Thornton
Durbin	McCarthy	Thurman
Edwards	McDermott	Torres
Engel	McHale	Towns
Eshoo	McKinney	Trafigant
Evans	McNulty	Velazquez
Farr	Meehan	Vento
Fattah	Meek	Visclosky
Fazio	Menendez	Volkmer
Fields (LA)	Millender-	Ward
Filner	McDonald	Waters
Flake	Miller (CA)	Watt (NC)
Foglietta	Minge	Waxman
Forbes	Mink	Williams
Frank (MA)	Moakley	Wilson
Frisa	Mollohan	Wise
Frost	Nadler	Woolsey
Furse	Neal	Wynn
Gephardt		Yates

NOT VOTING—30

Archer	Ewing	McDade
Baker (LA)	Ford	Murtha
Berman	Gejdenson	Nethercutt
Bevill	Hastings (FL)	Peterson (FL)
Blumenauer	Hayes	Quillen
Boucher	Holden	Scarborough
Chapman	Hutchinson	Seastrand
Coleman	Laughlin	Studds
Collins (IL)	Lincoln	Torricelli
Doggett	Martinez	Young (FL)

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶95.7 FURTHER MESSAGE FROM THE SENATE

A further message from the Senate by Mr. Lundregan, one of its clerks, announced that the Senate had passed with amendments in which the concurrence of the House is requested, a bill of the House of the following title:

H.R. 3845. An Act making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1997, and for other purposes.

The message also announced that the Senate insists upon its amendments to the bill (H.R. 3845) "An act making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1997, and for other purposes," requests a conference with the House on the disagreeing votes of the two Houses thereon, and appoints Mr. JEFFORDS, Mr. CAMPBELL, Mr. HATFIELD, Mr. KOHL, and Mr. INOUE to be the conferees on the part of the Senate.

¶95.8 MILITARY CONSTRUCTION APPROPRIATIONS

On motion of Mrs. VUCANOVICH, by unanimous consent, the bill (H.R. 3517) making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for fiscal year ending September 30, 1997, and for other purposes; together with the amendments of the Senate thereto, was taken from the Speaker's table.

When on motion of Mrs. VUCANOVICH, it was,

*Resolved*, That the House disagree to the amendments of the Senate and agree to the conference asked by the Senate on the disagreeing votes of the two Houses thereon.

¶95.9 MOTION TO INSTRUCT CONFEREES—H.R. 3517

Mr. HEFNER moved that the managers on the part of the House at the conference on the disagreeing votes of the two Houses on H.R. 3517, be instructed not to provide funding for projects which have not been authorized.

After debate,

By unanimous consent, the previous question was ordered on the motion to instruct the managers on the part of the House.

The question being put, viva voce,

Will the House agree to said motion?

The SPEAKER pro tempore, Mr. TORKILDSEN, announced that the yeas had it.

So the motion to instruct the managers on the part of the House was agreed to.

A motion to reconsider the vote whereby said motion was agreed to was, by unanimous consent, laid on the table.

¶95.10 APPOINTMENT OF CONFEREES—H.R. 3517

Thereupon, the SPEAKER pro tempore, Mr. TORKILDSEN, by unanimous consent, appointed Mrs. VUCANOVICH, Messrs. CALLAHAN, MCDADE, MYERS, PORTER, HOBSON, WICKER, LIVINGSTON, HEFNER, FOGLIETTA, TORRES, DICKS and OBEY, as managers on the part of the House at said conference.

*Ordered*, That the Clerk notify the Senate of the foregoing appointments.

¶95.11 DISTRICT OF COLUMBIA APPROPRIATIONS

On motion of Mr. WALSH, by unanimous consent, the bill (H.R. 3845) making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against revenues of said District for the fiscal year ending September 30, 1997, and for other purposes; together with the amendments of the Senate thereto, was taken from the Speaker's table.

When on motion of Mr. WALSH, it was,

*Resolved*, That the House disagree to the amendments of the Senate and agree to the conference asked by the Senate on the disagreeing votes of the two Houses thereon.

Thereupon, the SPEAKER pro tempore, Mr. TORKILDSEN, by unanimous consent, appointed of Messrs. WALSH, BONILLA, KINGSTON, FRELINGHUYSEN, NEUMANN, PARKER, LIVINGSTON, DIXON, SERRANO, Ms. KAPTUR, and Mr. OBEY, as managers on the part of the House at said conference.

*Ordered*, That the Clerk notify the Senate thereof.

¶95.12 ADJOURNMENT OF THE TWO HOUSES

Mr. ARMEY, submitted the following privileged concurrent resolution (H. Con. Res. 203):

*Resolved by the House of Representatives (the Senate concurring)*. That, in consonance with section 132(a) of the Legislative Reorganization Act of 1946, when the House adjourns on the legislative day of Thursday, August 1, 1996, Friday, August 2, 1996, or Saturday, August 3, 1996, pursuant to a motion made by the majority leader or his designee, it stand adjourned until noon on Wednesday, September 4, 1996, or until noon on the second day after Members are notified to reassemble pursuant to section 2 of this concurrent resolution, whichever occurs first; and that when the Senate recesses or adjourns at the close of business on Thursday, August 1, 1996, Friday, August 2, 1996, Saturday, August 3, 1996, or Sunday, August 4, 1996, pursuant to a motion made by the majority leader or his designee in accordance with this resolution, it stand recessed or adjourned until noon on Tuesday, September 3, 1996, or until such time on that day as may be specified by the majority leader or his designee in the motion to recess or adjourn, or until noon on the second day after Members are notified to reassemble pursuant to section 2 of this concurrent resolution, whichever occurs first.

Sec. 2. The Speaker of the House and the majority leader of the Senate, acting jointly after consultation with the minority leader of the House and the minority leader of the Senate, shall notify the Members of the House and Senate, respectively, to reassemble whenever, in their opinion, the public interest shall warrant it.

The question being put, viva voce,

Will the House agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. TORKILDSEN, announced that the yeas had it.

Mr. FRANK of Massachusetts objected to the vote on the ground that a